

OFFICIAL GAZETTE

GOVERNMENT OF GOA

NOTE:—(1) There are 8 Extraordinary issues to the Official Gazette Series I No. 52 dt. 26-3-92 as follows:—

1. Extraordinary No. 1 dt. 26-3-1992 from pgs. 643 to 644 regarding Notification from Law (Establishment) Department.
 2. Extraordinary No. 2 dt. 30-3-92 from pgs. 645 to 648 regarding Bill from Legislature Department.
 3. Extraordinary No. 3 dt. 30-3-92 from pgs. 649 to 652, regarding Notification from Law (Establishment) Department.
 4. Extraordinary No. 4 dt. 31-3-92 from pgs. 653 to 654 regarding Notification from Finance (Revenue and Control) Department.
 5. Extraordinary No. 5 dt. 1-4-92 from pgs. 655 to 668 regarding Bill from Legislature Department.
 6. Extraordinary No. 6 dt. 1-4-92 from pgs. 669 to 676 regarding Notification from Law (Legal and Legislative Affairs) Department.
 7. Extraordinary No. 7 dt. 1-4-92 from pgs. 677 to 680 regarding the Bill from Legislature Department.
 8. Extraordinary No. 8 dt. 1-4-92 from pgs. 681 to 684 regarding Notification from the Law (Legal and Legislative Affairs) Department.
- (2) There is one Extraordinary issue to the Official Gazette Series I No. 1 dated 2-4-92 with the date 7-4-92 from pgs. 13 to 14, from the Law (Establishment) Department (Office of the Chief Electoral Officer).

GOVERNMENT OF GOA

Notification

1/3/90-PER-1460

In exercise of the powers conferred by the proviso to Article 309 of the Constitution, the Governor of Goa hereby makes the following rules relating to recruitment to the Goa General Service, Group 'B' Gazetted posts in the Directorate of Food & Drugs Administration, Government of Goa, namely:

1. Short title, application and commencement. —

(1) These rules may be called the Government of Goa, Directorate of Food & Drugs Administration, Group 'B' Gazetted posts, Recruitment Rules, 1991.

(2) *Application.* — These rules shall apply to the posts specified in Column 1 of the Schedule to these rules (hereinafter called as the "said Schedule").

(3) They shall come into force from the date of publication in the Official Gazette.

2. **Number, classification and scales of pay.** — The number of posts, classification of the said posts and the scales of pay attached thereto shall be as specified in columns 2 to 4 of the said Schedule:

Provided that the Government may vary the number of posts in Column 2 of the said Schedule from time to time subject to exigencies of work.

3. **Method of recruitment, age limit and other qualifications.** — The method of recruitment to the said posts, age limit, qualifications and other matters connected therewith shall be as specified in columns 5 to 13 of the said Schedule.

4. **Disqualification.** — No person who has entered into or contracted a marriage with a person having a spouse living or who, having a spouse living, has entered into or contracted a marriage with any person, shall be eligible for appointment to the service:

Provided that the Government may, if satisfied that such marriage is permissible under the personal law applicable to such person and the other party to the marriage and that there are other grounds for so doing, exempt any person from the operation of this rule.

5. **Power to relax.** — Where the Government is of the opinion that it is necessary or expedient so to do, it may, by order, for reasons to be recorded in writing and in consultation with the Goa Public Service Commission relax any of the provisions of these rules with respect to any class or category of persons.

6. **Saving.** — Nothing in these rules shall affect reservation, relaxation of age limit and other concessions required to be provided for Scheduled Castes, and other special categories of persons in accordance with the orders issued by the Government from time to time in that regard.

7. These rules are issued in consultation with the Goa Public Service Commission vide their letters Nos. COM/II/13/24(14)/90 dated 15/1/90; COM/II/13/24(15)/90 dated 15-1-90; and COM/II/13/56(1)/91 dated 8-3-1991.

By order and in the name of the Governor of Goa.

G. J. Prabhudessai, Under Secretary (Personnel).

Panaji, 8h April, 1991.

SCHEDULE

Name of the post	No. of posts	Classification	Scale of pay	Whether selection post or non-selection post	Age limit for direct recruits	Whether the benefit of added years of service is admissible under Rule 30 of CCS (Pension) Rules, 1972	Educational and other qualifications required for direct recruits	Whether age & Educational Qualifications prescribed for the direct recruits will apply in the case of promotees	Period of probation if any	Method of recruitment whether by direct recruitment or by deputation/transfer and percentage of the vacancies to be filled by various methods	In case of recruitment by promotion/deputation/transfer, grades from which promotion/deputation/transfer is to be made	If a D. P. C. exists, what is its composition	Circumstances in which the Public Service Commission is to be consulted in making recruitment
1	2	3	4	5	6	6(a)	7	8	9	10	11	12	13
Asst. Local Health Authority	2	Goa General service Group 'B' Gazetted	Rs. 1640-60-2600-EB-75-2900	Selection	Not exceeding 35 years (relaxable for Govt. servants upto 5 years in accordance with the instructions or orders issued by the Govt.)	No	<p>Essential:</p> <p>i) Graduate in Science with Chemistry as one of the subjects or a Graduate in Agriculture or Public Health or Pharmacy or a Graduate/Diploma in Food Technology or Dairy Technology from a recognised University or Institution established in India by law or equivalent qualification recognised and notified by the Central Government for the purpose and having 3 months satisfactory training in food inspection and sampling work under a Food (Health) Authority or in an Institution approved for the purpose by the Central Government.</p> <p>ii) Graduate in Medicine having one month training in food inspection and sampling work approved for the purpose by the Central Government or a State Government.</p> <p>Desirable:</p> <p>Knowledge of Konkani and/or Marathi.</p>	Age:- 2 years Not Applicable Qualification:- Yes		By promotion failing which by transfer on deputation and failing both by direct recruitment	<p>Promotion:</p> <p>Food Inspectors with 5 years regular service in the grade</p> <p>Transfer on deputation:</p> <p>Officers under the Central/State Governments including Union Territories.</p> <p>a) i) holding analogous posts on a regular basis; or</p> <p>ii) with 5 years regular service in posts in the scale of Rs. 1400-2300 or equivalent; and</p> <p>b) possessing the educational qualifications and experience laid down for direct recruits under column 7.</p> <p>(The departmental officer in the feeder category who are in the direct line of promotion will not be eligible for consideration for appointment on deputation. Similarly, deputationists shall not be eligible for consideration for appointment by promotion. Period of deputation including period of deputation in another excadre post held immediately preceding</p>	Group 'B' D. P. C. consisting of:	As required under the G. P. S. C. (Exemption from Consultation) Regulations 1988. Consultations with the G.P.S.C. necessary while making direct recruitment, promotion confirmation selecting an officer for appointment on deputation and amending/relaxing any of the provisions of these Rules.

this appointment in the same or some other organisation/department of the Central Government shall ordinarily not exceed 3 years.

Drugs Inspector	5	Goa Gene-ral Service Group 'B' Gazetted to variation dependent on work-load	Rs. 2000-	Not Applicable	Not exceeding 35 years (relaxable for Govt. servants upto 5 years in accordance with the instructions or orders issued by the Govt.)	No
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Essential:

- i) Degree in Pharmacy or Pharmaceutical Chemistry or a post-graduate degree in Chemistry with Pharmaceutical as a special subject of a University established in India by the Law or has equivalent qualification recognised and notified by the Central Government.
- a) At least one or more Drugs Inspector in the Department should have 18 months experience in the manufacture of at least one of the substance specified in Schedule C of Drugs & Cosmetics Rules 1945, or
- b) Not less than 18 months experience in the testing at least one of the substance specified in Schedule C of the Drugs & Cosmetics Rules 1945 in a laboratory approved for purpose by the Licensing Authority; or.
- c) Three years experience in the inspection of firms manufacturing any of the substances specified in Schedule C of the Drugs & Cosmetics Rules 1945 during tenure of Inspector,

Age:- Not Applicable
Qualification:- Not Applicable

2 years By direct recruitment failing which by transfer on deputation

Transfer on deputation:

Officers under the Central/ State Government including Union Territories

- A) i) holding analogous posts on regular basis; or
- ii) with 3 years regular service in posts in the scale of Rs. 1640-2900/- and

B) Possessing the educational qualifications and experience laid down for direct recruitment under column 7

(Period of deputation including period of deputation in another ex-cadre post held immediately preceding this appointment in the same or some other organisation / Department of Central Govt. shall ordinarily not exceed 3 years)

Group 'B' D.P.C. As required under the G. P. S. C. (Exemption from Consultation) Regulations 1938. Consultation with the G.P.S.C necessary while making direct recruitment, confirmation selecting an officer for appointment on deputation and amending/relaxing any of the provisions of these Rules.

1. Chairman/Member, GPSC-Chairman
2. Chief Secretary or his nominee-Member
3. Administrative Secretary/Head of Department-Member (for confirmation).

Department of Mines

Notification

5/43/88-MINES

In exercise of the powers conferred by section 15 of the Mines and Minerals (Regulation and Development) Act, 1957 (Central Act 67 of 1957), and all other powers enabling it in this behalf, the Government of Goa hereby makes the following rules so as to amend the Goa, Daman and Diu Minor Mineral Concession Rules, 1985, namely: —

1. *Short title and commencement.* — (1) These rules may be called the Goa Minor Mineral Concession (Amendment) Rules, 1992.

(2) They shall come into force at once.

2. *Amendment of rule 2.* — In rule 2 of the Goa, Daman and Diu Minor Mineral Concession Rules, 1985, for clause (e), the following clause shall be substituted, namely: —

“(e) ‘Inspecting Officer’ means the Senior Technical Assistant or the Assistant Geologist or the Technical Assistant in the Directorate of Industries and Mines”.

By order and in the name of the Governor of Goa.

V. G. Manerkar, Under Secretary (Mines).

Panaji, 18th March, 1992.

Law (Legal and Legislative Affairs) Department

Notification

10-2-92/LA

The Electricity Laws (Amendment) Act, 1991 (Central Act 50 of 1991) which was passed by Parliament and assented to by the President of India on 27-9-1991 and published in the Gazette of India, Extraordinary, Part II, Section 1, dated 27-9-1991, is hereby published for the general information of the public.

P. V. Kadnekar, Under Secretary (Drafting).

Panaji, 14th February, 1992.

The Electricity Laws (Amendment) Act, 1991

AN
ACT

further to amend the Indian Electricity Act, 1910 and the Electricity (Supply) Act, 1948.

Be it enacted by Parliament in the Forty-second Year of the Republic of India as follows:—

1. *Short title and commencement.* — (1) This Act may be called the Electricity Laws (Amendment) Act, 1991.

(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

2. *Amendment of section 6 of Act 9 of 1910.* — In section 6 of the Indian Electricity Act, 1910, in clause (b) of sub-section (1), for the words “twenty” and “ten”, the words “thirty” and “twenty” shall, respectively, be substituted.

3. *Amendment of section 2.* — In section 2 of the Electricity (Supply) Act, 1948 54 of 1948. (hereinafter referred to as the principal Act),—

(i) after clause (3), the following clause shall be inserted, namely: —

“(3A) “competent government” means the Central Government in respect of a Generating Company wholly or partly owned by it and in all other cases the Government of the State in which the generating station of a Generating Company is located or proposed to be located;”;

(ii) for clause (4A), the following clause shall be substituted, namely: —

“(4A) “Generating Company” means a company registered under the Companies Act, 1956 and which 1 of 1956. has among its objects the establishment, operation and maintenance of generating stations;”.

(iii) after clause (9), the following clauses shall be inserted, namely: —

“(9A) “Regional Electricity Board” means any of the Boards as constituted immediately before the commencement of the Electricity Laws (Amendment) Act, 1991, by resolution of the Central Government for ensuring integrated operation of constituent system in the region;

“(9B) “Regional Load Despatch Centre” means the Centre so designated where the operation of each of the Regional Electricity Grids constituting the country's power system is coordinated;”.

4. *Amendment of section 15A.* — In section 15A of the principal Act,—

(i) the word “Formation,” occurring in the marginal heading, and sub-section (1) shall be omitted;

(ii) for sub-sections (2) and (3), the following sub-sections shall be substituted, namely:—

“(2) The objects of a Generating Company shall include—

(a) establishment, operation and maintenance of generating stations and tie-lines, sub-stations and main transmission lines connected therewith;

(b) operation and maintenance of such generating stations, tie-lines, sub-stations and main transmission lines as are assigned to it by the competent government or governments.

(3) The Generating Company shall carry on its activities within such areas as the competent

government or governments, as the case may be, may, from time to time, specify in this behalf.”;

(iii) sub-sections (4), (6) and (7) shall be omitted.

5. *Amendment of section 18A.*—In section 18A of the principal Act, in sub-section (1), for the words “promoting government or promoting governments”, at both the places where they occur, the words “competent government or governments” shall be substituted.

6. *Amendment of section 29.*—In section 29 of the principal Act, —

(i) for sub-section (1), the following sub-section shall be substituted, namely:—

“(1) Every scheme estimated to involve a capital expenditure exceeding such sum, as may be fixed by the Central Government, from time to time, by notification in the Official Gazette, shall, as soon as may be after it is prepared, be submitted to the Authority for its concurrence.”;

(ii) in sub-section (4), in the proviso, for the words “promoting government or one of the promoting governments”, the words “competent government or one of the competent governments” shall be substituted.

7. *Amendment of section 30.*—In section 30 of the principal Act, in clause (g), the words “and such other directions as may be given by the Central Government” shall be added at the end.

8. *Amendment of section 31.*—In section 31 of the principal Act, in sub-section (1), in the proviso, for the words “the promoting government or one of the promoting governments”, the words “competent government or one of the competent governments” shall be substituted.

9. *Amendment of section 39.*—In section 39 of the principal Act —

(i) in sub-section (2), in the proviso, for the words “promoting government or one of the promoting governments”, the words “competent government or one of the competent governments” shall be substituted;

(ii) after sub-section (2), the following sub-section shall be inserted, namely:—

“(3) For the purposes of this section, no direction shall be issued to a Generating Company wholly or partly owned by the Central Government unless and until the prior concurrence of that Government is obtained.”.

10. *Amendment of section 43.*—In section 43 of the principal Act, sub-section (3) shall be omitted.

11. *Insertion of new section 43A.*—After section 43 of the principal Act, the following section shall be inserted, namely:—

“43A. *Terms, conditions and tariff for sale of electricity by Generating Company.*—(1) A Ge-

nerating Company may enter into a contract for the sale of electricity generated by it—

(a) with the Board constituted for the State or any of the States in which a generating station owned or operated by the company is located;

(b) with the Board constituted for any other State in which it is carrying on its activities in pursuance of sub-section (3) of section 15A; and

(c) with any other person with consent of the competent government or governments.

(2) The tariff for the sale of electricity by a Generating Company to the Board shall be determined in accordance with the norms regarding operation and the Plant Load Factor as may be laid down by the Authority and in accordance with the rates of depreciation and reasonable return and such other factors as may be determined, from time to time, by the Central Government, by notification in the Official Gazette:

Provided that the terms, conditions and tariff for such sale shall, in respect of a Generating Company wholly or partly owned by the Central Government, be such as may be determined by the Central Government and in respect of a Generating Company wholly or partly owned by one or more State Governments be such as may be determined, from time to time, by the government or governments concerned.”.

12. *Substitution of new section for section 55.*—For section 55 of the principal Act, the following section shall be substituted, namely:—

“55. *Compliance of directions of the Regional Electricity Board etc., by licensees or Generating Companies.*—(1) Every licensee shall comply with such reasonable directions as the Board may, from time to time, give him for the purpose of achieving the maximum economy and efficiency in the operation of his undertaking or any part thereof.

(2) Every licensee or Generating Company shall follow all the directions of the Regional Electricity Boards and shall conduct their operations in accordance with the instructions of the Regional Load Despatch Centre so as to ensure integrated grid operations.

(3) If any dispute arises with reference to the integrated grid operations as to whether any direction given under sub-section (1) or sub-section (2), is reasonable or not, it shall be referred to the Authority, whose decision thereon shall be final; so, however, pending the decision of the Authority, directions of the Regional Electricity Boards or the Regional Load Despatch Centres shall prevail in the interest of smooth operation of the integrated grid.”.

13. *Amendment of section 75A.*—In section 75A of the principal Act, —

(i) sub-section (1) shall be omitted;

(ii) in sub-section (2), for the word “promoting” wherever it occurs, the word “competent” shall be substituted;

(iii) for sub-section (3), the following sub-section shall be substituted, namely:—

“(3) For the purpose of preparing the statement of accounts referred to in sub-section (2), the depreciation to be provided every year shall be calculated at such rate as may be specified by the Central Government, by notification in the Official Gazette, in accordance with the provisions of section 43A.”;

(iv) sub-section (3A) shall be omitted;

(v) in sub-section (4), for the words, brackets and figure “sub-sections (1) and”, the word “sub-section” shall be substituted.

14. *Amendment of Sixth Schedule.* — In the Sixth Schedule to the principal Act, in paragraph XVII, —

(i) in sub-paragraph (2), in clause (c), after sub-clause (va), the following sub-clause shall be inserted, namely:—

“(vb) debt redemption obligation of the private licensees which may be done on a year to year basis, taking into account the requirements of debt redemption and resource generation through depreciation, retained surplus;”;

(ii) in sub-paragraph (6), for clause (b), the following clause shall be substituted, namely:—

“(b) interest charges on capital expenditure incurred during the period between the date of grant of the licence and the date when the undertaking commences supply from borrowed money and properly attributable to the assets as actually accrued up to the date of such supply, as well as interest incurred on outlays for subsequent expansions;”;

(iii) in sub-paragraph (10), in clause (b), for the words “part of capital base for that year, the

Reserve Bank rate ruling at the beginning of that year, *plus two per centum*.”, the following words, brackets and figures shall be substituted, namely:—

“capital base for that year, the Reserve Bank rate ruling at the beginning of that year *plus*—

(i) two *per centum* for investments made up to the date of the commencement of the Electricity Laws (Amendment) Act, 1991; and

(ii) five *per centum* for investments made thereafter.”.

Legislature Department

Notification

LA/A/1093/92

In pursuance of Rule 263 of the Rules of Procedure and Conduct of Business of Goa Legislative Assembly the following documents which were laid on the Table of the House of Goa Legislative Assembly on 24th March, 1992 are declared to be published for general information.

1. Finance Accounts for the period from 30th May, 1987 to 31st March, 1988.
2. Appropriation Accounts for the period from 30th May, 1987 to 31st March, 1988;
3. Report of the Comptroller and Auditor General of India for the period from 30th May, 1987 to 31st March, 1988, Government of Goa.

Secretariat,
Panaji, 1st April, 1992

M. M. NAIK
Secretary Legislature